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6 **Attorneys for Defendants**

CHINA BOWL, INC. erroneously sued
7 herein as "CHINA BOWL (Owner QUAN
HE HAN)" and QUAN HE HAN
8

9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 SHU SEN LU,

14 Plaintiff,

15 v.

16 CHINA BOWL (Owner, QUAN HE
17 HAN),

18 Defendants.

Case No. C 07 4951 EDL

**[PROPOSED] ORDER GRANTING
DEFENDANTS CHINA BOWL, INC. AND
QUAN HE HAN'S MOTION TO DISMISS**
(Fed. R. Civ. P. 12(b)(2)(3) and (6).)

Date: January 30, 2008

Time: 2:00 p.m.

Ctrm: E

The Honorable Elizabeth D. Laporte

Complaint Filed: September 25, 2007

20 Defendants CHINA BOWL, INC. and QUAN HE HAN'S Motion to Dismiss came
21 on regularly for hearing in Courtroom E, 15th floor, of the above-entitled court located at
22 450 Golden Gate Avenue, San Francisco, California, 94102, the Honorable Elizabeth
23 D. Laporte, Magistrate Judge presiding, at 2:00 p.m. on January 30, 2008. Robert S.
24 Aaron appeared on behalf of Defendants CHINA BOWL, INC. and QUAN HE HAN, and
25 SHU SEN LU appeared in propria persona. Having considered the documents filed in
26 support of and opposition to the motion, having considered the arguments of counsel
27 and plaintiff, and good cause appearing therefore,
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IT IS HEREBY ORDERED that the Motion to Dismiss is granted.

Dated: _____

ELIZABETH D. LAPORTE
United States Magistrate Judge

AFFIDAVIT OF SERVICE

STATE OF CALIFORNIA, CITY AND COUNTY OF SAN FRANCISCO

I, Ryan J. Sullivan, declare:

I am a citizen of the United States, over 18 years of age and not a party to the within action. I am self-employed in the City and County of San Francisco; my business address is 150 Post Street, Suite 400, San Francisco, California, 94108.

On December 6, 2007, I served the attached and/or enclosed:

[PROPOSED] ORDER GRANTING DEFENDANTS CHINA BOWL, INC. AND QUAN HE HAN'S MOTION TO DISMISS

on all parties in this action, at the following address(es):

Shusen Lu
180 Peabody Street
San Francisco, CA 94134
Plaintiff In Pro Per

Service was accomplished by causing either an original or a true copy of the above-referenced document(s) to be distributed as follows:

☒ BY MAIL: I caused such document(s) to be placed in a sealed envelope, addressed as indicated above, with prepaid first-class postage thereon, and then placed the envelope(s) for collection and mailing, in accordance with the firm's ordinary business practice. I am readily familiar with the firm's ordinary business practice for collection and processing of correspondence for mailing with the United States Postal Service. Under that practice correspondence for mailing is deposited with United States Postal Service on the date indicated for service, with prepaid first-class postage thereon.

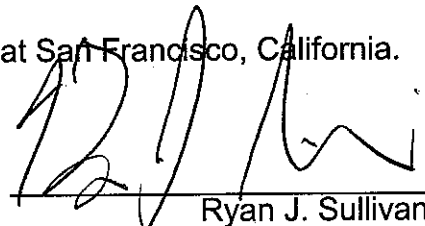
☐ BY HAND DELIVERY: I caused such documents to be hand delivered to the addresses indicated above.

☐ VIA FACSIMILE: I caused such documents to be transmitted via facsimile to the parties indicated above, at their respective facsimile numbers.

☐ VIA EXPRESS CARRIER: I caused such documents to be collected by an agent for the United States Postal Service, United Parcel Service, Federal Express or other overnight carrier, to be delivered by way of overnight mail to the addresses indicated above.

I declare under penalty of perjury under the laws of the State of California, that the foregoing is true and correct.

Executed on December 6, 2007, at San Francisco, California.


Ryan J. Sullivan